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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

United States of America,

Plaintiff,

vs.

David Allen Harbour,

Defendant.

CR-19-00898-PHX-DLR

**NOTICE OF FILING OF PARTIES'
PROPOSED SCHEDULING ORDER**

The Court has granted the Government's Motion to Designate the Case Complex. (Doc. 32). The Court has further ordered the parties to submit a case management schedule by September 13, 2019. (Doc. 34.). Accordingly, the parties, through counsel undersigned, submit the following proposed scheduling order for the Court's consideration.

I. DISCOVERY AND DISCLOSURE DEADLINES

A. Government's Deadlines

1. Initial Compliance with Rule 16 discovery¹ 12/17/2019

¹ The United States represents that it intends to provide the majority of the discovery within 60 days from the courts' issuance order. This deadline pertains to discovery within the government's possession and control as of the date set for compliance. If additional records are discovered by, or disclosed to, the government during pretrial preparation or otherwise, pursuant to Rule 16(c), Fed. R. Crim. P., the government shall promptly disclose any additional documentary evidence or materials to the defense as soon as practicable

1	(except initial expert disclosures)	
2	2. Initial expert disclosures	12/17/2019
3	3. Rule 404(b) notification, if any	01/10/2020
4	4. Rebuttal expert disclosures, if any	06/15/2020
5	5. Production of Jencks material and witness impeachment material, if not produced sooner ²	02/03/2020
6	B. Defendant's Deadlines	
7	1. Close of reciprocal Rule 16 discovery	05/15/2020
8	2. Rebuttal and/or initial expert disclosures, if any	05/15/2020
9	3. Production of Rule 26.2 material as to intended witnesses, if any	05/15/2020

II. FILING AND OTHER COURT DEADLINES

12	A. Government Disclosure of Preliminary Exhibit and Witness List	06/15/2020
13		
14	B. Defense Disclosure of Preliminary Exhibit and Witness List	06/29/2020
15		
16	C. Government's Rebuttal Exhibit and Witness List	07/15/2020
17	D. Substantive Motions Deadline	07/17/2020
18	E. Response to Substantive Motions	08/14/2020
19	F. Replies, if any	08/24/2020
20	G. Motions <i>in Limine</i> and Court Imposed Plea Offer Expiration Deadline	09/25/2020
21	H. Jury Questionnaire and Screening for Length of Trial	10/02/2020
22		
23	I. Responses to Motions <i>in Limine</i>	10/09/2020
24	J. Government's Disclosure of Final Exhibit and Witness List	10/02/2020

² This refers to any Jencks Act material in the United States' possession as of this date. Any statements that have not been adopted by a testifying witness will be disclosed thirty days prior to the firm trial date.

1 K. Defendant's Final Exhibit and Witness List 10/02/2020
2 L. Any remaining Jencks Act material³ 10/09/2020
3 M. Joint Voir Dire, Joint Statement of the Case, 10/16/2020
4 Joint Proposed Jury Instructions, Joint Proposed
5 Verdict Form
6 N. Motions Hearing TBD
7 O. Final Pretrial Conference 10/30/2020
8 P. Trial (3 weeks) 11/03/2020

9 **III. STATUS CONFERENCES**

10 The parties will file a joint memorandum detailing the status of the case no less
11 than three days prior to the scheduled status conference.

12 A. First Status Conference 01/27/2020
13 B. Second Status Conference 04/27/2020

14 Respectfully submitted this 13th day of September, 2019.

15 MICHAEL BAILEY
16 United States Attorney
17 District of Arizona

18 s/ Kevin Rapp
19 KEVIN M. RAPP
20 Assistant U.S. Attorney
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³ If the trial date is continued for any reason this date will be moved to 30 days prior to the actual trial date.

Certificate of Service:

I hereby certify that on this date, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF system for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

Alan Baskin, Esq.

s/ Angela Schuetta
U.S. Attorney's Office